

MONDAY, MARCH 21, 1966

SEVENTY-SECOND LEGISLATIVE DAY

The House met at 5:00 P.M. and was called to order by Speaker Pro Tem DeBerry.

The proceedings were opened with prayer by Paul Jewell, Big Springs Baptist Church, Lebanon, Tennessee, guest of Representative Joe Bell.

Representative Joe Bell led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 97

Representatives present were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

The Speaker announced that Representative Tanner was excused because of personal business.

REGULAR CALENDAR

House Bill No. 2279 -- Highways, Roads and Bridges -- Provides for directional signs for Jonesborough.

On motion, House Bill No. 2279 was made to conform with Senate Bill No. 1606.

*On motion, Senate Bill No. 1606, on same subject, was substituted for House Bill No. 2279.

Rep. Robinson (Washington) moved passage of Senate Bill No. 1606 on third and final consideration, which motion prevailed by the following vote:

Ayes.....	95
Noes.....	0

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Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

A motion to reconsider was tabled.

House Bill No. 2270 -- Tort Liability -- Permits certain governmental entities to save the United States harmless.

On motion, House Bill No. 2270 was made to conform with Senate Bill No. 2371.

On motion, **Senate Bill No. 2371**, on same subject, was substituted for House Bill No. 2270.

Rep. Crain moved passage of Senate Bill No. 2371 on third and final consideration, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

***House Bill No. 1960 -- Building Commission, State --** Revises commissioner approval of certain leases rather than governor. Amends TCA 11-3-111.

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On motion, House Bill No. 1960 was made to conform with Senate Bill No. 2180.

On motion, **Senate Bill No. 2180**, on same subject, was substituted for House Bill No. 1960.

Rep. Crain moved passage of Senate Bill No. 2180 on third and final consideration, which motion prevailed by the following vote:

Ayes.....	97
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

***House Bill No. 1961 -- Fire Prevention and Investigation --** Makes igniting open fire a misdemeanor if governor has issued a prohibition or proclamation. Amends TCA 8-1-108.

On motion, House Bill No. 1961 was made to conform with Senate Bill No. 2181.

On motion, **Senate Bill No. 2181**, on same subject, was substituted for House Bill No. 1961.

Rep. Crain moved passage of Senate Bill No. 2181 on third and final consideration, which motion prevailed by the following vote:

* Ayes.....	98
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared,

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Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

House Bill No. 1880 -- Election Laws -- Eliminates requirement of attestation of ballot for military persons. Amends TCA 2-6-108.

On motion, House Bill No. 1880 was made to conform with Senate Bill No. 2146.

On motion, **Senate Bill No. 2146**, on same subject, was substituted for House Bill No. 1880.

Rep. Crain moved passage of Senate Bill No. 2146 on third and final consideration, which motion prevailed by the following vote:

Ayes.	95
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

A motion to reconsider was tabled.

• **House Bill No. 1943** -- Water Pollution -- Revises provisions relative to the administrative assessment of certain penalties. Amends TCA, Title 69, Ch. 3.

Rep. Crain moved that House Bill No. 1943 be reset on the Calendar for Thursday, March 24, 1988, which motion prevailed.

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***House Bill No. 1971** -- Financial Institutions, Dept. of -- Sets amount to be paid by non-depository trust companies to the commissioner. Amends TCA 45-1-118.

On motion, House Bill No. 1971 was made to conform with Senate Bill No. 2191.

On motion, **Senate Bill No. 2191**, on same subject, was substituted for House Bill No. 1971.

Rep. Crain moved passage of Senate Bill No. 2191 on third and final consideration, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

MOTION TO SUSPEND THE RULES

Rep. Ussery moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 620 out of order.

***House Joint Resolution 0620** -- General Assembly, Statement of Intent Or Position -- Establishes priorities and policies for use of legislative parking facilities.

On Rep. Naifeh's objection to the suspension of the rules, the motion to suspend the rules was withdrawn by Rep. Ussery.

REGULAR CALENDAR, CONTINUED

***House Bill No. 1355** -- Education -- Modifies the type of plan which is developed upon the suspension of a student. Amends TCA 49-6-3401.

On motion, House Bill No. 1355 was made to conform with Senate Bill No. 1453.

On motion, **Senate Bill No. 1453**, on same subject, was substituted for House Bill No. 1355.

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Rep. Whitson moved passage of Senate Bill No. 1453 on third and final consideration, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

***House Bill No. 1998 -- Tennessee Bureau of Investigation -- Authorizes TBI to conduct background investigations for certain potential gubernatorial appointees. Amends TCA 38-6-106.**

Rep. Davis (Gibson) moved that House Bill No. 1998 be passed on third and final consideration.

Rep. Buck moved to amend as follows:

Amendment No. 1

Amend House Bill 1998 by deleting subsections (b), (c) and (d) of the amendatory language of SECTION 1 in their entirety and substituting instead the following:

(b) The Governor is hereby authorized to request the Director of the Tennessee Bureau of Investigation to conduct a background investigation concerning any person who has asked or agreed to be considered by the Governor for appointment to a position of trust and responsibility. Upon the request of the Governor, the Director of the Tennessee Bureau of Investigation shall conduct said investigation and report the results to the Governor, either verbally or in writing, as the Governor may direct.

(c) All confidential information reported to the Governor pursuant to this section shall remain confidential.

On motion, the amendment was adopted.

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Thereupon, Rep. Davis (Gibson) moved that House Bill No. 1998, as amended, be passed on third and final consideration.

Rep. Burnett moved the previous question.

Rep. Lawson objected to the previous question.

Thereupon, the previous question vote was taken, which motion prevailed by the following vote:

Ayes.	60
Noes.	27
Present and not voting.	3

Representatives voting aye were: Bell, Bivens, Bragg, Burnett, Bushing, Byrd, Cain, Clark, Collier, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Good, Hassell, Herron, Hillis, Hobbs, Holt, Huskey, Jackson, Jared, Jones, U. (Shelby), King, Kisber, Long, Love, May, Moore (Shelby), Naifeh, Nance, Napier, Odom, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Severance, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, West, Wheeler, Whitson, Winningham, Wix, Wood, Mr. Speaker Murray -- 60.

Representatives voting no were: Bewley, Coffey, Drew, Ellis, Frensley, Harrill, Hawkins, Henry, Hurley, Jones, R. (Shelby), Kent, Lawson, Montgomery, Moody, Peroulas, Robinson (Davidson), Robinson (Washington), Scruggs, Shirley, Stafford, Stallings, Swann, Tankersley, Webb, Williams, Wolfe, Yelton -- 27.

Representatives present and not voting were: Holcomb, Kernell, Miller -- 3.

Thereupon, Rep. Davis renewed his motion that House Bill 1998, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	94
Noes.	2
Present and not voting.	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, U. (Shelby), Kent, Kernell, King, Kisber, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings,

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Starnes, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

Representatives voting no were: Jones, R. (Shelby), Turner, L. (Shelby) -- 2.

Representative present and not voting was: Lawson -- 1.

A motion to reconsider was tabled.

POINT OF PERSONAL PRIVILEGE

Rep. Lawson asked to be recognized for a point of personal privilege. Upon recognition, he asked the following point of parliamentary order: What vote is needed for the passage of a previous question motion. The Clerk was directed to read House Rule No. 36, which states that such motion must receive two-third vote of those members present and voting.

REGULAR CALENDAR, CONTINUED

House Bill No. 2251 -- Education, Higher. -- Fixes all higher education board terms at four years. Amends TCA, Title 49, Chs. 7--9.

Rep. Davis (Gibson) moved that House Bill No. 2251 be reset on the Calendar for Monday, April 4, 1988, which motion prevailed.

House Bill No. 1477 -- Crime, Victims of -- Requires notification to the victim of the release of anyone arrested for or convicted of a kidnapping offense. Amends TCA 40-11-106, 113; Title 40, Ch. 21, Pt. 1, 40-28-107.

On motion, House Bill No. 1477 was made to conform with Senate Bill No. 1484.

On motion, Senate Bill No. 1484, on same subject, was substituted for House Bill No. 1477.

Rep. Love moved that the Senate Bill No. 1484 be passed on third and final consideration.

Ayes.....	97
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frenley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared,

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Jones, R. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

***House Bill No. 2041** -- Criminal Offenses -- Enlarges scope of property subject to seizure pursuant to arrest for arson. Amends TCA, Title 39, Ch. 3, Pt. 2.

Rep. U. Jones (Shelby) moved that House Bill No. 2041 be passed on third and final consideration.

Rep. Buck moved to amend as follows:

Amendment No. 1

Amend House Bill 2041 by deleting Section 1 in its entirety and substituting instead the following:

Tennessee Code Annotated, Section 39-3-213, is amended by deleting subsection (a) in its entirety and substituting instead the following:

All vehicles or property used by the sole owner in the commission of an offense under Tennessee Code Annotated, Sections 39-1-504, 39-1-505, and 39-3-201 - 39-3-212, and anything of value received as compensation for the commission of such an offense shall be subject to forfeiture.

On motion, the amendment was adopted.

Thereupon, Rep. U. Jones (Shelby) moved that House Bill No. 2041, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	98
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long,

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Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

House Bill No. 2043 -- Junkyards -- Increases fine for violation of Junkyard Control Act. Amends TCA, Title 54, Ch. 20.

Rep. U. Jones (Shelby) moved that House Bill No. 2043 be passed on third and final consideration.

Rep. Robinson (Davidson) moved to amend as follows:

Amendment No. 1

Amend House Bill 2043 by deleting the existing language in Section 1, substituting the following language as new sections to be designated sections 1 and 2 and redesignating the current Section 2 as Section 3.

SECTION 1. Tennessee Code Annotated, Section 54-20-123, is amended by adding the following language as a new subdivision to be designated subdivision (d):

Any person who operates an established place of business licensed pursuant to Tennessee Code Annotated, Section 55-17-102 to sell used cars or parts and engages in the business of automotive dismantling or recycling as defined in Tennessee Code Annotated, Section 55-17-102(2) without the license required pursuant to Tennessee Code Annotated, Section 55-17-109(b) shall be considered in violation of this chapter.

SECTION 2. Tennessee Code Annotated, Section 54-20-124, is amended by deleting the words and figures "twenty-five dollars (\$25.00)" and substituting instead the words and figures "at least fifty dollars (\$50.00) and not more than five hundred dollars (\$500)".

• On motion, the amendment was adopted.

Thereupon, Rep. U. Jones moved that House Bill No. 2043, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	98
Noes.	0

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A motion to reconsider was tabled.

Senate Bill No. 1184 -- Drivers' Licenses -- Revises grounds for suspension of driver's license. Amends TCA, Title 55, Ch. 7.

Further consideration of Senate Bill No. 1184, previously considered on Thursday, March 17, 1988, at which time the House substituted Senate Bill 1184 for House Bill No. 1153 and adopted Amendment No. 2.

Rep. McAfee moved that Senate Bill No. 1184, as amended, be passed on third and final consideration.

Rep. Williams moved to amend as follows:

Amendment No. 3

Amend Senate Bill 1184 by deleting Section 1 in its entirety and substituting instead the following new Section 1:

SECTION 1. Tennessee Code Annotated, Section 55-7-113(a), is amended by deleting from Item (2) the language "as a driver in" and substituting instead the language "as a driver to".

On motion, the amendment was adopted.

Thereupon, Rep. McAfee moved that Senate Bill No. 1184, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	98
Noes.....	0

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Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

House Bill No. 2106 -- Municipal Government -- Defines municipal corporation; prohibits such corporation from bidding on certain private or commercial projects. Amends TCA, Title 7, Ch. 35.

Rep. Davis (Knox) moved that House Bill No. 2106 be passed on third and final consideration.

Rep. Miller moved to amend as follows:

Amendment No. 1

Amend House Bill 2106 by deleting from the second sentence of the amendatory language of Section 1 the words "the utility district" and by substituting instead the language "owned by, or a utility easement has been obtained by, the municipal corporation".

On motion, the amendment was adopted.

Rep. Copeland moved to amend as follows:

Amendment No. 2

Amend House Bill 2106 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. The provisions of this act shall not apply in any county having a population of not less than 287,700 nor more than 287,800 according to the 1980 federal census or any subsequent federal census.

On motion, the amendment was adopted.

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Thereupon, Rep. Davis (Knox) moved that House Bill No. 2106, as amended, be passed on third and final consideration.

Rep. Davis (Knox) withdrew his motion for passage and moved that House Bill No. 2106 be reset on the Calendar for Monday, March 28, 1988, which motion prevailed.

House Bill No. 1647 -- Uniform Commercial Code -- Deletes option to consider check paid when payor bank posts it to account of maker or drawer. Amends TCA, Title 47, Ch. 4.

On motion, House Bill No. 1647 was made to conform with Senate Bill No. 1498.

On motion, **Senate Bill No. 1498**, on same subject, was substituted for House Bill No. 1647.

Rep. Webb moved passage of Senate Bill No. 1498 on third and final consideration.

Rep. Bewley moved the previous question; Rep. Henry objected. The previous question motion then prevailed by the following vote:

Ayes.	70
Noes.	16
Present and not voting.	3

Representatives voting aye were: Bewley, Bivens, Bragg, Burnett, Bushing, Byrd, Cain, Collier, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Ellis, Frensley, Garrett, Good, Hassell, Hawkins, Head, Herron, Hillis, Hobbs, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, King, Kisber, Long, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Severance, Stafford, Stallings, Starnes, Tankersley, Turner, L. (Shelby), Webb, West, Wheeler, Wix, Wolfe, Yelton, -- 70.

Representatives voting no were: Bell, Buck, Crain, Duer, Harrill, Henry, Holcomb, Moody, Nance, Scruggs, Shirley, Turner, B (Hamilton), Turner, C. (Shelby), Ussery, Wood, Speaker Murray -- 16.

Representatives present and not voting were: Clark, Kernell, Whitson -- 3.

Rep. Webb renewed his motion that Senate Bill No. 1498 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

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Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No. 2239; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

***Senate Bill No. 2239** -- Courts, General Sessions -- Grants contempt power to General Session judges in certain counties. Amends TCA 16-15-713.

CONSENT CALENDAR

***House Bill No. 1776** -- Correction, Dept. of -- Directs Department of Correction to change name of Fort Pillow State Prison.

***House Bill No. 2268** -- Mines, Mining -- Excludes gravel from definition of mineral in certain counties. Amends TCA 59-8-202.

House Bill No. 1475 -- Courts, General Sessions -- Establishes appeal bond for general sessions court cases. Amends TCA, Title 27, Ch. 5.

On motion, House Bill No. 1475 was made to conform with Senate Bill No. 1483.

On motion, **Senate Bill No. 1483**, on same subject was substituted for House Bill No. 1475.

House Bill No. 1362 -- County Government -- Authorizes counties having a charter form of government to read summary of certain ordinances on third reading.

On motion, House Bill No. 1362 was made to conform with Senate Bill No. 1416.

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On motion, **Senate Bill No. 1416**, on same subject was substituted for House Bill No. 1362.

***House Bill No. 1827** -- County Officers -- Authorizes sheriffs to regulate incarceration in county jails. Amends TCA, Title 8, Ch. 8, Pt. 2.

House Bill No. 1643 -- Insurance, Credit Life -- Redefines "domestic life insurance company"; establishes certain requirements for such companies. Amends TCA 56-2-102; Title 56, Ch. 4, 56-4-205.

House Bill No. 2434 -- Commerce and Insurance, Dept. of -- Adjusts and establishes certain fees payable to department. Amends TCA 48-2-107, 56-10-104, 56-11-203, 68-26-104.

***House Bill No. 2024** -- Courts, General Sessions -- Grants contempt power to general session judges in certain counties. Amends TCA 16-15-713.

On motion, House Bill No. 2024 was made to conform with Senate Bill No. 2239.

On motion, **Senate Bill No. 2239**, on same subject was substituted for House Bill No. 2024.

***House Bill No. 2038** -- Education -- Makes possession of electronic pager violation of School Security Act of 1981. Amends TCA, Title 49, Ch. 6, Pt. 42.

***House Bill No. 1967** -- Energy -- Sets forth powers of energy board; establishes membership requirements and meeting times. CAVEAT: Body amends TCA 4-3-714; caption does not.

On motion, House Bill No. 1967 was made to conform with Senate Bill No. 2187.

On motion, **Senate Bill No. 2187**, on same subject was substituted for House Bill No. 1967.

***House Joint Resolution 0468** -- Finance and Administration, Dept. of -- Requests department to study feasibility of better utilizing computerization and communications to enhance delivery of social services.

House Resolution No. 0104 -- Memorials, Congratulations -- Congratulates Sandra Helen Cicirello, winner of Miss Historic Jonesborough pageant.

*** House Resolution No. 0105** -- Memorials, Public Service -- Honors Alzada Clark for successful career as labor organizer.

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House Resolution No. 0106 -- Memorials, Public Service -- Commends Reverend Tommy L. McCray for work in Boxtown community.

House Resolution No. 0107 -- Memorials, Professional Achievement -- Honors Willie Mitchell for outstanding achievement in music field.

House Joint Resolution 0604 -- Memorials, Professional Achievement -- Congratulates The Lebanon Democrat on centennial celebration.

House Joint Resolution 0607 -- Memorials, Congratulations -- Congratulates Reverend Jesse Jackson for efforts on Super Tuesday.

House Joint Resolution 0609 -- Memorials, Personal Achievement -- Honors Missy Pierce, winner of Miss Tennessee Teen USA pageant.

Senate Joint Resolution 0391 -- Memorials, Sports -- Honors Metro Moore County High School girl's basketball team on winning District 10 A championship.

Senate Joint Resolution 0400 -- Memorials, Condolence -- Honors the memory of Donald McKay, first publisher of The Oak Ridger.

Senate Joint Resolution 0401 -- Memorials, Condolence -- Honors the memory of Henry L. Taylor.

Senate Joint Resolution 0402 -- Memorials, Professional Achievement -- Honors Rufus Thomas for musical career as soul and blues artist.

House Bill No. 2472 -- Lookout Mountain -- Imposes privilege tax on certain fares for rides upon Incline Railway.

House Bill No. 2474 -- Jackson -- Revises classified service positions for civil service. Amends Chapter 167, Private Acts of 1969.

OBJECTION -- CONSENT CALENDAR

Objection was filed to the following on the Consent Calendar:

House Bill No. 1776 was objected to by Rep. Chiles.

House Bill No. 1643 was objected to by Rep. Naifeh.

House Joint Resolution No. 468 was objected to by Rep. Chiles.

House Bill No. 2038 was objected to by Rep. Moody.

Under the rules, the bills were placed at the foot of the Calendar for Wednesday, March 23, 1988.

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Mr. Speaker Murray resumed the Chair.

Rep. Phillips moved that all House and Senate Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions on the Consent Calendar be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes.	93
Noes.	0
Present and not voting.	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 93.

Representative present and not voting was: Herron -- 1.

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE AMENDMENTS

***House Joint Resolution 0426 -- Naming and Designating --** Designates a portion of Highway 11-E as the "Rocky Mount Parkway".

Senate Amendment No. 1

Amend House Joint Resolution 426 by deleting the sixth clause in the preamble in its entirety and by substituting instead the following:

- WHEREAS, the Board of Trustees of Rocky Mount Historical Association has requested that this highway starting at the municipal boundary of Bristol, Tennessee, and running to the interchange of the completed highway with Interstate 181, be officially named and be known henceforth as the Rocky Mount Parkway; and

AND FURTHER AMEND by deleting in the first resolving clause the language "Volunteer Parkway in" and by substituting instead the language "municipal boundary of".

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Rep. Yelton moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

House Bill No. 1766 -- Day Care -- Permits local board of education to establish before and after school day care but no state or local funds may be used. Amends TCA 49-2-203.

Senate Amendment No. 3

Amend House Bill No. 1766 by adding at the end of the amendatory language in Section 1 the following provision:

The local board of education may request the department of education to arrange for the performance by the department of education of all health and safety inspections which would otherwise be performed by the department of human services for day care centers.

Rep. Naifeh moved that the House concur in Senate Amendment No. 3, which motion prevailed by the following vote:

Ayes.	98
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared,

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Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

House Bill No. 1866 -- County Officers -- Revises duties, procedures and fees concerning office of register. Amends TCA 8-21-1001; Title 10, Ch. 7, Pt. 2; Title 66; Title 67, Ch. 5, Pt. 25. Repeals TCA 66-21-105, 108, 66-25-105--114.

The Speaker moved that House Bill No. 1866 be reset on the Calendar for Wednesday, March 23, 1988, due to the absence of Rep. Miller.

UNFINISHED BUSINESS

BILLS REREFERRED

***Senate Bill No. 1378** -- Civil Procedure -- Transfers jurisdiction to hear spousal abuse petitions from circuit court to general sessions court.

Rep. Naifeh moved that Senate Bill No. 1378 be recalled from the Judiciary Committee and held on the desk. This is necessary since Senate Bill No. 1378 was referred to committee prior to the assignment of a companion House Bill.

***Senate Bill No. 1273** -- Taxes, Privilege -- Levies tax on certain privileges. Amends TCA, Title 7, Ch. 3.

Rep. Naifeh moved that Senate Bill No. 1273 be recalled from the Finance, Ways, and Means Committee and held on the Clerk's desk. This is necessary since Senate Bill No. 1378 was referred to committee prior to the assignment of a companion House Bill.

RULES SUSPENDED

Rep. Curlee moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 621 out of order, which motion prevailed.

House Joint Resolution 0621 -- Memorials, Public Service -- Honors Coffee County Farm Bureau for service to Coffee County. by *Curlee.

On motion, the rules were suspended for the immediate consideration of the resolution.

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On motion of Rep. Curlee, the resolution was adopted.

A motion to reconsider was tabled.

BILLS WITHDRAWN

On motion of Rep. Severance, House Bill No. 1348 was recalled from the General Welfare Committee.

On motion of Rep. Severance, House Bill No. 1348 was withdrawn from the House.

On motion of Rep. Severance, House Bill No. 1350 was recalled from the Education Committee.

On motion of Rep. Severance, House Bill No. 1350 was withdrawn from the House.

ANNOUNCEMENTS

The Special Joint Committee to study Hazardous Waste, created by House Joint Resolution No. 205 of 1987, has completed its work and filed its report in the Clerk's office.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 1477: Rep. Herron added as a prime sponsor.

House Bill No. 1967: Rep. Kernell added as a prime sponsor.

House Bill No. 2001: Reps. Holt and Jackson added as prime sponsors.

SPONSORS REMOVED

On motion of Rep. Hillis, his name was removed as sponsor of House Bill No. 1638.

On motion of Rep. Wix, his name was removed as sponsor of House Bill No. 1964.

On motion of Rep. Swann, his name was removed as sponsor of House Bill No. 2048.

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INTRODUCTION OF RESOLUTIONS

House Joint Resolution 0612 -- Memorials, Personal Achievement -- Honors Sharon Melton on election as VICA national president. by *Webb.

The Speaker referred House Joint Resolution No. 612 to the Calendar and Rules Committee.

House Joint Resolution 0613 -- Memorials, Public Service -- Honors J. R. Hill on selection as chairman of Employers' National Job Service. by *Naifeh.

The Speaker referred House Joint Resolution No. 613 to the Calendar and Rules Committee.

House Joint Resolution 0614 -- Memorials, Congratulations -- Honors Cecil C. Hill on fifty years as grocer in Tipton County. by *Naifeh.

The Speaker referred House Joint Resolution No. 614 to the Calendar and Rules Committee.

House Joint Resolution 0615 -- Memorials, Professional Achievement -- Honors Dr. Susan Wu for outstanding achievement in aerospace and energy development engineering. by *Curlee.

The Speaker referred House Joint Resolution No. 615 to the Calendar and Rules Committee.

***House Joint Resolution 0616** -- Naming and Designating -- Designates bridge over State Highways 45 and 22 the "J.A. Jackson Bridge". by *Herron.

The Speaker referred House Joint Resolution No. 616 to the Transportation Committee.

House Joint Resolution 0617 -- General Assembly, Studies -- Creates committee to study certification of financial planners. by *West.

The Speaker referred House Joint Resolution No. 617 to the Commerce Committee.

House Joint Resolution 0618 -- General Assembly, Studies -- Creates special joint committee to study benefits of consolidation of all state fire agencies. by *Bragg.

The Speaker referred House Joint Resolution No. 618 to the State and Local Government Committee.

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INTRODUCTION OF BILLS

House Bill No. 2475 -- Taxes -- Reenacts exemption from taxation of all premiums under certain life insurance policies. by *Bivens, *Love, *Scruggs.

Passed first consideration

***House Bill No. 2476** -- Hospitals and Health Care Facilities -- Prohibits assessment of penalty against nursing homes for certain conditions; regulates refrigeration temperature. Similar to *SB 1674/HB 1774. Amends TCA 68-11-804, 816. by *Williams K.

Passed first consideration

House Bill No. 2477 -- White Bluff -- Increases salary of mayor and aldermen. Amends Chapter 257, Private Acts of 1923, as amended. by *Jackson D.

Passed first consideration

SENATE BILLS ON FIRST CONSIDERATION

***Senate Bill No. 1595** -- Annexation -- Held on the Clerk's desk pending third consideration of the Companion House Bill No. 1567.

***Senate Bill No. 1730** -- Election Laws -- Held on the Clerk's desk pending third consideration of the Companion House Bill No. 1791.

Senate Bill No. 1937 -- Cosmetology -- Held on the Clerk's desk pending third consideration of the Companion House Bill No. 1576

Senate Bill No. 1990 -- Sentencing -- Held on the Clerk's desk pending third consideration of the Companion House Bill No. 1635.

Senate Bill No. 1996 -- Crime, Victims of -- Held on the Clerk's desk pending third consideration of the Companion House Bill No. 1625.

***Senate Bill No. 2025** -- Taxes, Tobacco -- Held on the Clerk's desk pending third consideration of the Companion House Bill No. 1893.

***Senate Bill No. 2248** -- Utilities, Utility Districts -- Held on the Clerk's desk pending third consideration of the Companion House Bill No. 2050.

Senate Bill No. 2293 -- Election Laws -- Held on the Clerk's desk pending third consideration of the Companion House Bill No. 2056.

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MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bills Nos. 1342, 1725, 1781, 1829, 1973, 1992, 2130, 2154, 2235, 2240, 2390, 2439, 2441, 2445, 2446, 2447, 2448 and 2453; House Joint Resolutions Nos. 272, 563, 565, 566, 575, 576 and 589, with his approval.

DAVID H. WELLES,
Counsel to the Governor.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 1017, 1482, 1535, 1561, 1717, 1742, 1752, 2298, 2362, 2427; House Joint Resolutions Nos. 579, 580, 582; and House Resolution No. 103.

ENGROSSED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 1998, 2041 and 2043; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No. 2295; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Bill No. 2295 -- Municipal Government -- Defines municipal corporation; prohibits such corporation from bidding on certain private or commercial projects. Amends TCA, Title 7, Ch. 35.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No. 1859, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No. 1438, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No. 2241, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 1017, 1482, 1535, 1561, 1717, 1742, 1752, 2298, 2362, 2427; also, House Joint Resolutions Nos. 579, 580 and 582; all signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 1060, 1335, 1382, 1385, 1448, 1461, 1500, 1524, 1643, 1742, 1819, 1846, 1871, 1938, 1942, 2017, 2066, 2078, 2088, 2162, 2166, 2174, 2188, 2203, 2205, 2208, 2216, 2219 and 2297; also, Senate Joint Resolutions Nos. 386, 387 and 390; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 1543, 1741, 1805, 1813, 1976, 2150, 2203 and 2428; all substituted for Senate Bills on same subjects and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 585, 586, 588, 590, 591, 592, 603 and 610; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENGROSSED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 1827, 2268, 2434, 2472 and 2474; and House Joint Resolutions Nos. 604, 607, 609 and 621; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 1738, 1755, 2052, 2246, 2270 and 2400; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

***Senate Bill No. 1738 -- Motor Vehicles, Titling and Registration --** Revises definition of temporary operation permit. Amends TCA 55-4-115.

Senate Bill No. 1755 -- Motor Vehicles -- Prohibits operating certain trailers on public roads without certification from Public Service Commission. Amends TCA, Title 55, Chs. 1--6, 65-15-113.

***Senate Bill No. 2052 -- Education --** Revises reporting date requirement of Education Finance Act. Amends TCA, Title 49, Ch. 3, Pt. 3; Title 54, Ch. 20.

***Senate Bill No. 2246 -- Corporations, Not for Profit --** Authorizes immunity for certain actions by directors of certain nonprofit corporations. Amends TCA, Title 48, Ch. 58, Pt. 6.

***Senate Bill No. 2270 -- Agriculture and Horticulture --** Revises ginseng regulations. Amends TCA, Title 62, Ch. 28.

***Senate Bill No. 2400 -- Sunset Laws --** Provides expedited sunset review of certain regulatory boards. Amends TCA, Titles 4, 9, 62, 63.

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SIGNED

The Speaker announced that he had signed the following: Senate Bills Nos. 1060, 1335, 1382, 1385, 1448, 1461, 1500, 1524, 1643, 1742, 1819, 1846, 1871, 1938, 1942, 2017, 2066, 2078, 2088, 2162, 2166, 2174, 2188, 2203, 2205, 2208, 2216, 2219 and 2297; also, Senate Joint Resolutions Nos. 386, 387 and 390.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos.: 392, 396, 398 and 404; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Joint Resolution 0392 -- Memorials, Sports -- Honors Tennessee Sports Hall of Fame 1988 honorees.

Senate Joint Resolution 0396 -- Memorials, Personal Achievement -- Congratulates David Gladson for winning flag design contest.

Senate Joint Resolution 0398 -- Memorials, Professional Achievement -- Honors Hugh "Hicks" Horne on career as projectionist.

Senate Joint Resolution 0404 -- Memorials, Condolence -- Honors memory of Mabel Linville Akers.

**REPORT OF COMMITTEE ON CALENDAR AND RULES
CONSENT CALENDAR**

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bills and/or resolutions on the Consent Calendar for Wednesday, March 23, 1988: House Joint Resolutions Nos. 612, 613, 614 and 615.

PHILLIPS, Chairman.

ROLL CALL

The roll call was taken with the following results:

Present 98

Representatives present were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon,

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Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

On motion of Rep. Naifeh, the House adjourned until 2:00 P.M. Wednesday, March 23, 1988.